

EXHIBIT A

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

Filed: _____

INDEX NO. _____

JANET ASIEDU,

Plaintiff,

Plaintiff designates Bronx
County as the place of trial.

-against-

BJ'S WHOLESALE CLUB, INC. d/b/a
BJ'S WHOLESALE CLUB,

Defendant.

S U M M O N S

The basis of venue is
Plaintiff's residence:
2805 Pond Place
Bronx, New York

To the above-named Defendant:

YOU ARE HEREBY SUMMONED to answer the complaint in this action and to serve a copy of your answer on the plaintiff's attorneys within 20 days after the service of this summons, exclusive of the day of service of this summons, or within 30 days after service of this summons is complete if this summons is not personally delivered to you within the State of New York.

In case of your failure to answer this summons, a judgment by default will be taken against you for the relief demanded in the complaint, together with the costs of this action.

Dated: Bronx, New York
July 29, 2020

DELLA MURA & CIACCI LLP.



By: Joseph Bove, Esq.

Attorneys for Plaintiff
JANET ASIEDU
981 Allerton Avenue
Bronx, New York 10469
(718) 405-1500

BJ'S WHOLESALE CLUB, INC.
d/b/a BJ'S WHOLESALE CLUB
610 Exterior Street
Bronx, New York 10451

and/or

C/O CORPORATION SERVICE COMPANY
80 State Street
Albany, New York 12207-2573

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

JANET ASIEDU,

Plaintiff,

-against-

BJ'S WHOLESALE CLUB, INC. d/b/a

BJ'S WHOLESALE CLUB,

Defendant.

X

INDEX NO.

VERIFIED COMPLAINT

X

Plaintiff, by her attorneys, DELLA MURA & CIACCI LLP., as and for her Complaint, respectfully alleges, upon information and belief:

1. The plaintiff, JANET ASIEDU, at all times herein mentioned was and still is a resident of the County of Bronx and the State of New York.

2. The defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, at all times herein mentioned, was and still is a corporation organized and existing under the laws of the State of New York, with its principal place of business situated in the County of Bronx and the State of New York.

3. The defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, at all times herein mentioned was and still is a foreign corporation duly licensed and authorized to do business in the State of New York.

4. The defendant, BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, at all times herein mentioned conducted and carried on business in the County of Bronx and the State of New York.

5. The defendant, BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, at all times herein mentioned was and still is a partnership doing business in the County of Bronx and the State of New York.

6. The defendant, BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, at all times herein mentioned was and still is a limited liability partnership doing business in the

County of Bronx and the State of New York.

7. The defendant, BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, at all times herein mentioned was and still is a limited liability corporation doing business in the County of Bronx and the State of New York.

8. The defendant, BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, at all times herein mentioned was and still is a sole proprietorship doing business in the County of Bronx and the State of New York.

9. At all times herein mentioned, defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB transacted business within the State of New York.

10. At all times herein mentioned, defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB derived substantial revenue from goods used or consumed or services rendered in the State of New York.

11. At all times herein mentioned, defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB expected or should reasonably have expected its acts to have consequences in the State of New York.

12. At all times herein mentioned, defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB derived substantial revenue from interstate or international commerce.

13. At all times herein mentioned, JANET ASIEDU was lawfully upon defendant's premises.

14. At all times herein mentioned, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB owned the premises located at 610 Exterior Street, County of Bronx, State of New York.

15. At all times herein mentioned, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB was one of the owners of the premises located at 610 Exterior Street,

County of Bronx, State of New York.

16. At all times herein mentioned, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB was a lessee of the premises located at 610 Exterior Street, County of Bronx, State of New York.

17. At all times herein mentioned, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees operated the premises located at 610 Exterior Street, County of Bronx, State of New York.

18. At all times herein mentioned, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees maintained the premises located at 610 Exterior Street, County of Bronx, State of New York.

19. At all times herein mentioned, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees managed the premises located at 610 Exterior Street, County of Bronx, State of New York.

20. At all times herein mentioned, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees controlled the premises located at 610 Exterior Street, County of Bronx, State of New York.

21. At all times herein mentioned, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees supervised the premises located at 610 Exterior Street, County of Bronx, State of New York.

22. On or before May 4, 2020, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees repaired the premises located at 610 Exterior Street, County of Bronx, State of New York.

23. On or before May 4, 2020, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees inspected the premises located at 610 Exterior Street, County of Bronx, State of New York.

24. On or before May 4, 2020, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees constructed the premises located at 610 Exterior Street, County of Bronx, State of New York.

25. On or before May 4, 2020, the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees designed the premises located at 610 Exterior Street, County of Bronx, State of New York.

26. At all times herein mentioned, it was the duty of the defendant BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB, defendant's servants, agents and/or employees to maintain said premises, including the makeup aisle and floors located at 610 Exterior Street, County of Bronx, State of New York, in a reasonably safe and suitable condition and in good repair and free from slipping or fall hazards.

27. Solely as a result of the defendant's negligence, carelessness and recklessness, on May 4, 2020, JANET ASIEDU was caused to suffer severe and serious personal injuries to mind and body, and further, that JANET ASIEDU was subjected to great physical pain and mental anguish.

28. By reason of the foregoing, JANET ASIEDU was severely injured and damaged, sustained severe nervous shock and mental anguish, great physical pain and emotional upset, some of which injuries are believed to be permanent in nature and duration, and JANET ASIEDU will be permanently caused to suffer pain, inconvenience and other effects of such injuries; JANET ASIEDU incurred and in the future will necessarily incur further hospital and/or medical expenses in an effort to be cured of said injuries; and JANET ASIEDU will be unable to pursue JANET ASIEDU's usual duties with the same degree of efficiency as prior to this accident, all to JANET ASIEDU's great damage.


29. This action falls within one or more of the exceptions set forth in Section 1602 of the Civil Practice Law and Rules.

30. Due to defendant's negligence, plaintiff is entitled to damages.

WHEREFORE, the plaintiff demands judgment awarding damages, in an amount exceeding the monetary jurisdictional limits of all lower courts which would otherwise have jurisdiction, together with interest and the costs and disbursements of this action, and such other and further relief as to this Court seems just and proper.

Dated: Bronx, New York
July 29, 2020

DELLA MURA & CIACCI LLP.



By: Joseph Bove, Esq.
Attorneys for Plaintiff
JANET ASIEDU
981 Allerton Avenue
Bronx, New York 10469
(718) 405-1500

VERIFICATION

STATE OF NEW YORK)
 ss.:
COUNTY OF) Bronx

Janet Asiedu, BEING DULY SWORN, DEPOSES AND SAYS:

THAT DEPONENT IS THE PLAINTIFF IN THE WITHIN ACTION. THAT DEPONENT HAS READ THE FOREGOING Summons and Verified Complaint AND KNOWS THE CONTENTS THEREIN TO BE ALLEGED UPON INFORMATION AND BELIEF, AND THAT AS TO THOSE MATTERS, DEPONENT BELIEVES IT TO BE TRUE.

Janet Asiedu

Sworn to before me this

29th day of July 2020


NOTARY PUBLIC

JOSEPH ROVE
Notary Public, State of New York
No. 02805036547
Qualified in Westchester County
Commission Expires November 28, 2022

Index No.

Year 20

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-against-

BJ'S WHOLESALE CLUB, INC. d/b/a BJ'S WHOLESALE CLUB,

Defendant.

SUMMONS AND VERIFIED COMPLAINT

DELLA MURA & CIACCI LLP

ATTORNEYS AND COUNSELLORS AT LAW

Attorney(s) for

Plaintiff

981 ALLERTON AVENUE
BRONX, NEW YORK 10469
TELEPHONE (718) 405-1500

Pursuant to 22 NYCRR 130-1.1-a, the undersigned, an attorney admitted to practice in the courts of New York State, certifies that, upon information and belief and reasonable inquiry, (1) the contentions contained in the annexed document are not frivolous and that (2) if the annexed document is an initiating pleading, (i) the matter was not obtained through illegal conduct, or that if it was, the attorney or other persons responsible for the illegal conduct are not participating in the matter or sharing in any fee earned therefrom and that (ii) if the matter involves potential claims for personal injury or wrongful death, the matter was not obtained in violation of 22 NYCRR 1200.41-a.

Dated:

Signature

Print Signer's Name.....

Service of a copy of the within

is hereby admitted.

Dated:

Attorney(s) for

PLEASE TAKE NOTICE

Check Applicable Box

NOTICE OF
ENTRYthat the within is a (certified) true copy of a
entered in the office of the clerk of the within-named Court on

20

NOTICE OF
SETTLEMENTthat an Order of which the within is a true copy will be presented for settlement to the
Hon. , one of the judges of the within-named Court,
at
on

20

, at

M.

Dated: